

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

HILARY B. MILLER-BEY,

Plaintiff,

vs.

JOHN WILLIAMS, *et al.*,

Defendants.

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Case No. 4:21-cv-00272-MTS

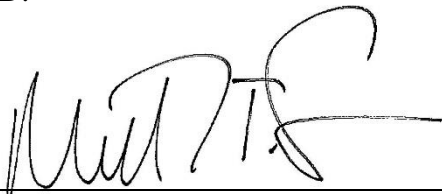
MEMORANDUM AND ORDER

Section 1915 of Title 28 of the United States Code provides when this Court may authorize the commencement of an appeal by a litigant who is unable to prepay a filing fee. 28 U.S.C. § 1915. The statute requires that the litigant file an affidavit that, among other things, must “state the nature of the . . . appeal” and the litigant’s “belief that [he or she] is entitled to redress.” § 1915(a)(1). Here, while Plaintiff filed his affidavit establishing his assets and financial status, he failed to inform the Court of the nature of his appeal. Though the form affidavit included a space for Plaintiff to write about the “nature of [his] appeal” and “the issues” on appeal, he failed to provide that information. *See* Doc. [95] at 2.¹

Accordingly,

IT IS HEREBY ORDERED that Plaintiff Hilary B. Miller-Bey’s Motion for Leave to Appeal in Forma Pauperis, Doc. [95], is **DENIED**.

Dated this 28th day of July 2023.



MATTHEW T. SCHELP
UNITED STATES DISTRICT JUDGE

¹ Besides this shortcoming itself violating the statute, it also leaves the Court unable to determine whether Plaintiff’s appeal is taken in good faith. *See* 28 U.S.C. § 1915(a)(3) (“An appeal may not be taken in forma pauperis if the trial court certifies in writing that it is not taken in good faith.”); *see also, e.g., Johnson v. Griffith*, 4:17-cv-2900-MTS (E.D. Mo. Jan. 28, 2022).